

CITY COUNCIL
CITY OF WICHITA
KANSAS

City Council Meeting
February 4, 2003, 9:00 A.M.

City Hall
455 North Main

ORDER OF BUSINESS

- Call to Order
 - Invocation
 - Pledge of Allegiance
 - Approve the minutes of the previous meeting
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AWARDS AND PRESENTATIONS

- Proclamations
 - Wichita's Promise – Youth Service Awards
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PUBLIC AGENDA

1. Jeff Farney, South Topeka Independent Living Resource Center – Access for Disabled.
 2. King David Davis – A Time to Stand.
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UNFINISHED BUSINESS

3. Approval of Improvements to Riverside Park. (District VI)
(Continued from January 14, 2003)

RECOMMENDED ACTION: Take action as recommended by the Council.

NEW BUSINESS

4. Public Hearing and Issuance of Industrial Revenue Refunding Bonds – Envision, Inc. (District III)

Envision is requesting issuance of Industrial Revenue Refunding Bonds.

RECOMMENDED ACTION: Close the public hearing; approve first reading of the Bond Ordinance; authorize necessary signatures.

5. Public Hearing and Issuance of Industrial Revenue Refunding and Improvement Bonds – Typed Letters Corporation. (District V)

Typed Letters Corporation requests issuance of Industrial revenue Refunding and Improvement Bonds.

RECOMMENDED ACTION: Close the public hearing; approve first reading of the Bond Ordinance; authorize necessary signatures.

6. Environmental Protection Resolution.

The Resolution encourages more stringent environmental regulations regarding onsite wastewater lagoons and disposal systems.

RECOMMENDED ACTION: Adopt the Resolution; authorize transmittal.

(9:30 a.m. or thereafter)

7. Repair or Removal of Dangerous and Unsafe Structures.

	<u>Address</u>	<u>Council District</u>
1)	2128 South Santa Fe (garage)	III
2)	2512 East Mossman	I
3)	1158 North Ash	I

RECOMMENDED ACTION: Close the public hearing; accept the BCSA recommendations; adopt the Resolutions.

(12:00 p.m. or thereafter)

8. Water/Sewer Bond Sale.

On January 14, 2003, the City Council authorized Staff to proceed with negotiations of the bond sale.

RECOMMENDED ACTION: Approve the bond sale and bond purchase Agreement declare an emergency and adopt the Ordinance on first reading; authorize necessary signatures.

CITY COUNCIL AGENDA

9. Review/Discussion – Furley Site Uses. (Requested by Mayor Knight)

10. Approval of Travel Expenses for Mayor to Attend U. S. Conference of Mayors 2003 Leadership Meeting in Key West, FL, February 20-22, 2003.

RECOMMENDED ACTION: Approve the expenditures.

11. Confirmation of nominations to the Sedgwick County Solid Waste Management Advisory Committee.

RECOMMENDED ACTION: Confirm the appointments.

12. Proclamation:

Black Colleges and Universities Recognition Day.

RECOMMENDED ACTION: Approve the Proclamation.

CONSENT AGENDA

13. Report of the Board of Bids and Contracts Dated February 3, 2003.

RECOMMENDED ACTION: Receive and file report; approve Contracts;
authorize necessary signatures.

14. Applications for Licenses to Retail Cereal Malt Beverages:

<u>Renewal</u>	<u>2003</u>	<u>(Consumption on Premises)</u>
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Vernon J. Blasi	Blasi Tire Center Inc.	11209 West 54 Highway
Xin B. Liu	Fortune Cookie Restaurant, Inc.*	620 South Holland

<u>Renewal</u>	<u>2003</u>	<u>(Consumption off Premises)</u>
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David B. Holthe	Phillips 66 #57708	7990 East Central & Rock
Dwayne Kahns	Sunrise Amoco	6327 East 13 th Street
Greg Johnson	Whata Stop	1203 East Pawnee
Dennis Abshier	Sav-A-Trip Inc. #29	11931 West Central Avenue
David B. Hocthe	Phillips 66 #57708	7990 East Central

<u>New Operator</u>	<u>2003</u>	<u>(Consumption on Premises)</u>
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Terry Baker	The Cedar Lounge	3906 East 13th
Henry Kinuthia	Swahili Café Inc.*	3415 East Harry

*General/Restaurant - 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

15. Subdivision Plans and Specifications.

RECOMMENDED ACTION: Approve and advertise for bids to be submitted
to the Board of Bids.

16. Preliminary Estimate:

- a) Constructing roundabouts and other paving in Riverside Park to serve Riverside Park - north of Central, west of Waco. (/602411/) Traffic to be maintained during construction using flagpersons and barricades. (District VI) - \$1,418,391

RECOMMENDED ACTION: Approve and file.

17. Deeds and Easements:

- a) Easement dated August 27, 2002 from Unified School District 259 for a tract of land located in Lot 1, Dillon 9th Addition, Wichita, Sedgwick County, Kansas (Private project, OCA #607861). No cost to City.
- b) Utility Easement dated December 9, 2002 from Friends University AKA The Friends University for a tract of land located in Lot 47, University Place Addition to Wichita, Sedgwick County, Kansas (Private project, OCA #607861). No cost to City.
- c) Drainage Easement dated December 11, 2002 from Fouts Geller Development Company, LLC, a Kansas limited liability company for a tract of land located in the NW 1/4 of Sec. 4, Twp. 27S, R-1-W of the 6th P.M., Sedgwick County, Kansas (Fossil Rim, OCA #751318). No cost to City.
- d) Drainage & Utility Easement dated December 11, 2002 from Fouts Geller Development Company, LLC for a tract of land located in Lot 8, Block A, Fossil Rim Estates, Wichita, Sedgwick County, Kansas (Fossil Rim, OCA #751318). No cost to City.
- e) Utility Easement dated December 18, 2002 from Laham Holding Company L.L.C. and East Pointe Development, L.L.C. for a tract of land located in Lot 1, Block 3, Reflection Ridge 3rd Addition to Wichita, Sedgwick County, Kansas (Reflection Ridge 3rd, OCA #735102). No cost to City.
- f) Utility Easement dated January 3, 2003 from Nordyke Ventures, LLC for a tract of land located in Lot 1, Block 3, Reflection Ridge 3rd Addition to Wichita, Sedgwick County, Kansas (Reflection Ridge 3rd, OCA #743966). No cost to City.
- g) Storm Water Agreement dated January 8, 2003 from Kitch Partners for a tract of land located in the SW 1/4 of the NE 1/4 of Sec. 9, Twp. 27-S, R-2-E of the 6th P.M., Wichita, Sedgwick County, Kansas (Cranbrook/Remington, OCA #765763). No cost to City.

RECOMMENDED ACTION: Accept documents.

18. Petitions for Public Improvements:

- a) Water distribution system - part of R.A. Morris Tracts – north of Central, east of Hoover. (District VI)
- b) Paving - Reed's Cover Addition – south of 21st, east of 127th Street East. (District II)
- c) Paving, water distribution system – Falcon Falls Addition - south of 53rd North, west of Hillside. (District I)
- d) Paving, water distribution system – Tyler's Landing Addition - south of 37th North, east of Tyler. (District V)

(Item 18 continued)

- e) Paving, sanitary sewer, water distribution system – Southern Ridge Addition, south of Pawnee, west of Maize. (District V)

RECOMMENDED ACTION: Approve Petitions; adopt Resolutions.

19. Minutes of Advisory Boards/Commissions:

District Advisory Board III, October 2, 2002
Housing Advisory Board, October 15, 2002
District Advisory Board V, November 4, 2002
District Advisory Board III, November 6, 2002
District Advisory Board II, November 18, 2002
Wichita Employees' Retirement System, November 20, 2002
Alternative Correctional Housing Advisory Board, November 21, 2002
Board of Code Standards & Appeals, December 2, 2002
District Advisory Board V, December 2, 2002
District Advisory Board II, December 2, 2002
District Advisory Board III, December 4, 2002
Wichita Employee's Retirement Board/Police & Fire Retirement Board, December 5, 2002
Wichita Park Commissioners Board, December 9, 2002
Design Council, December 19, 2002

RECOMMENDED ACTION: Receive and file.

20. Consideration of Street Closures/Uses.

RECOMMENDED ACTION: Approve street closures/uses.

21. Report on Claims Allowed – December 2002:

<u>Name of Claimant</u>	<u>Amount</u>
Barclay, Jan M.	\$411.00
Beruni, Labeedah	\$500.00**
Boniface, Gitau N.	\$990.05
Carter, Larry & Deborah	\$696.52
Casey, Timothy Lee	\$60.00
Hanks, Wallace C.	\$1,500.00**
Jackson, William H.	\$444.52
Jelley, Dannette	\$443.60**
Jurado, Todd & Donna	\$62.46
King, Ellis	\$107.10
Moneypenny, Susan	\$91.00
Newport, Dena L.	\$232.02
Parsons, Steve	\$212.55**
Paxton, Randy	\$743.13
Russell, Tammy	\$382.50
Sedbrook, Annette	\$64.26
Taylor, Betty	\$313.58

(Item 21 continued)

Wallace, Tobe	\$95.62
Wheeler, Jose	\$361.98**

RECOMMENDED ACTION: Receive and file.

22. Agreements/Contracts:

- a) Respread assessments – Oak Ridge Third Addition – north of 29th Street North, east of Tyler. (District V)
- b) Sedgwick County – Hoover Road improvement, south of 31st South to Harry. (District VI)
- c) Animal shelter services.
- d) Internet access Central Library.
- e) Acquisition and Relocation Contract. (District II)

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

23. Design Services Agreements:

- a) Power CDC Second Addition – north of 25th Street North, west of Grove. (District I)
- b) Whispering Lakes Estates – south of Harry, east of 143rd Street East. (District II)

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

24. KESGP Funding Application.

RECOMMENDED ACTION: Approve application and receipt of funds; authorize signatures.

25. Playground Amenities and Equipment Rehabilitation.

RECOMMENDED ACTION: Approve selection and Contract; authorize signatures.

26. Arts and Humanities Funding Transfer.

RECOMMENDED ACTION: Authorize transfer of funds.

27. Raw Water Lines Change Order.

RECOMMENDED ACTION: Approve Change Order; authorize signatures.

28. Water Treatment Plant Wash Water and Filter Backwash Removal.

RECOMMENDED ACTION: Approve design/build project; authorize request for proposals.

29. Narcotic Seizure Accounts.

RECOMMENDED ACTION: Approve the budget; authorize signatures on Federal Annual Certification Report.

30. Approval of Claim Payment.

RECOMMENDED ACTION: Authorize Payment.

31. Property Acquisition:

- a) 303 North Hillside. (District II)
- b) Land at Sheridan and First Street. (Districts IV and VI)
- c) Sewer easement – 1936 South Hoover. (District IV)
- d) 3116-3118 East 18th. (District I)
- e) 3202 East Oakland. (District II)
- f) 1959 North Hillside. (District I)
- g) 3126 Stadium and 3121 Stadium. (District I)
- h) 134 North Hillside. (District II)
- i) 3203 Chatfield. (District II)
- j) 120 North Hillside. (District II)

RECOMMENDED ACTION: Approve budgets and Contracts; authorize necessary signatures.

32. Sale of Surplus Property - North Side of Kellogg West of Tyler Road. (District V)

RECOMMENDED ACTION: Approve sale and Contracts; authorize necessary signatures.

33. Repair or Removal of Dangerous and Unsafe Structures.

	<u>Address</u>	<u>District</u>
1)	2649 North Spruce	I
2)	508 South Meridian	IV

RECOMMENDED ACTION: Adopt Resolution (s) setting the Public Hearing on March 18, 2003 at 9:30 a.m. or as soon thereafter.

34. Proposed Assessment Rolls.

Proposed Assessment Rolls have been prepared for twenty-one (21) paving projects and it is necessary to set a public hearing date. Informal hearing with City personnel will be held February 24, 2003 at 11:00 a.m.

RECOMMENDED ACTION: Set the hearing on the Proposed Assessment Rolls for 9:30 a.m., Tuesday, March 18, 2003, and direct publication of the Notices.

35. Second Reading Ordinances: (First read January 14, 2003)

a) West Douglas Streetscape, Seneca to McLean Boulevard.

An Ordinance amending Ordinance No. 45-355 of the City of Wichita, Kansas, declaring Douglas Avenue, from Seneca to McLean Boulevard (472-83608) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of the same.

b) Wrecker service storage fees.

An Ordinance amending Section 3.49.130 of the Code of the City of Wichita, Kansas, pertaining to fees for emergency wrecker service.

c) Harry Street improvement - between Oliver and Woodlawn. (District III)

An Ordinance declaring Harry Street, between Oliver and Woodlawn (472-83685) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of the same.

d) Harry Street improvement - between I-135 and George Washington Boulevard. (Districts I and III)

An Ordinance declaring Harry Street, between I-235 Freeway and George Washington Boulevard (472-83686) to be a main trafficway within the City of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of the same.

(Item 35 continued)

- e) DR2000-11 – east of Meridian Street, west of the Arkansas River, north of Kellogg, and south of Central Avenue. (Districts IV and VI)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210. (DR2000-11)

RECOMMENDED ACTION: Adopt Ordinances.

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

* Consent Items

- *36. SUB2002-121 - Plat of Linwood School Addition – Southeast Corner of Harry and Hydraulic. (District I)

RECOMMENDED ACTION: Approve document and Plat; adopt Resolution; authorize signatures.

- *37. SUB2002-94 – Plat of Northeast Wichita Elevated Storage Tank Addition – North Side of 53rd Street North, East of Rock Road. (District II)

RECOMMENDED ACTION: Approve Plat; authorize signatures.

- *38. ZON2002-57 – Zone Change from Single-Family Residential to Limited Commercial; AND CUP2002-39 – DP263 the Woodborough Commercial Community Unit Plan – North and East of Woodlawn. (District II)

RECOMMENDED ACTION: Approve the zone change subject to platting and to MAPC approved conditions; forward the Ordinance to City Council with the Plat.

- *39. ZON2002-67 – Zone Change from General Office to Limited Commercial, South of 27th Street South, East Side of Seneca. (District IV)

RECOMMENDED ACTION: Approve the zone change and first reading of the Ordinance.

- *40. ZON2002-68 – Zone Change from Multi-Family Residential to University – North of Kellogg and East of Meridian. (District IV)

RECOMMENDED ACTION: Approve the zone change and first reading of the Ordinance.

41. ZON2002-00069 – Zone Change from Single-Family Residential to Limited Industrial – Northeast of the 31st Street South/-35/KTA Interchange. (District III)

RECOMMENDED ACTION: Approve the zone change with Protective Overlay, and first reading of the Ordinance.

- *42. A02-20 – Annex Land at the Northeast Corner of 13th Street North and 135th Street West, Including that Portion of Tyler Road between 29th Street North and 37th Street North. (District V)

RECOMMENDED ACTION: Approve the annexation, subject to platting and conditions, and first reading of the Ordinance.

- *43. A03-03 – Annex Land North of Maple Street West, West of 135th Street West. (District V)

RECOMMENDED ACTION: Approve the annexation and first reading of the Ordinance.

AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

44. Janitorial Services Contract – 1801 Airport Road.

RECOMMENDED ACTION: Approve the Contract; authorize signatures.

45. Airport Limousine Services Agreement.

RECOMMENDED ACTION: Approve the Agreement; authorize signatures.

46. FAA Master Site Lease Supplement.

RECOMMENDED ACTION: Approve the Lease supplement; authorize signatures.

Adjournment